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Attorneys for Defendants
U.S. DEPARTMENT OF HOMELAND SECURITY and
U.S. CUSTOMS AND BORDER PROTECTION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MUDDY WATERS, LLC, a Nevada limited liability company,)	CASE NO. C 18-0398 JCS
Plaintiff,)	
v.)	
U.S. DEPARTMENT OF HOMELAND SECURITY; U.S. CUSTOMS AND BORDER PROTECTION,)	STIPULATION OF SUBSTITUTION AND DISMISSAL; PROPOSED ORDER
Defendants.)	

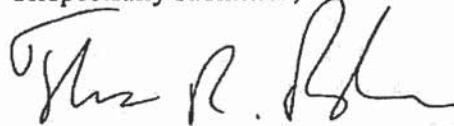
Subject to the approval of the Court, the parties hereby stipulate as follows:

- Muddy Waters Capital LLC shall be substituted as the plaintiff in place of Muddy Waters, LLC, which is an entity that is now dormant.
- Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff Muddy Waters Capital LLC and Defendants U.S. Department of Homeland Security ("DHS") and U.S. Customs and Border Protection ("CBP") hereby stipulate to dismiss this action, including all claims that were asserted therein. This dismissal is without prejudice to Plaintiff's ability to file another FOIA request for the same subject matter in the future. Each party will bear its own costs and attorneys' fees, except that Plaintiff shall pay

1 DHS \$82 in review fees and CBP \$168 in review fees in accordance with standard FOIA billing
2 procedures.

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5 DATED: 9/5/2018

Respectfully submitted,



THOMAS R. BURKE
Attorney for Plaintiff

ALEX G. TSE
United States Attorney

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10 DATED: 9/5/18



NEILL T. TSENG
Assistant United States Attorney
Attorneys for Defendants

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13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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16 DATED: September 7, 2018


JOSEPH C. SPERO
UNITED STATES CHIEF MAGISTRATE JUDGE

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19 ATTESTATION

20 Pursuant to Civil L.R. 5-1(i)(3), I attest that I have obtained concurrence in the filing of this
21 document from each of the other signatories.

ALEX G. TSE
United States Attorney

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23
24 DATED: 9/5/18



NEILL T. TSENG
Assistant United States Attorney
Attorneys for Defendants